

Second Regular Session of the 120th General Assembly (2018)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2017 Regular Session of the General Assembly.

HOUSE ENROLLED ACT No. 1426

AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 2-5-43 IS ADDED TO THE INDIANA CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

Chapter 43. Career Counseling in Elementary and High Schools

Sec. 1. As used in this chapter, "committee" means the education interim study committee established by IC 2-5-1.3-4(5).

Sec. 2. The legislative council is urged to assign to the committee the topic of studying the following issues relating to career counseling in elementary and high schools during the 2018 through 2020 interims:

- (1) The adequacy of current state and local funding for a school corporation's career counseling of students.
- (2) The current workload of a school corporation's career counselors.
- (3) The impact of having multiple graduation pathways on a school corporation's career counselor's workload.
- (4) The fiscal impact of having multiple graduation pathways on a school corporation's ability to provide adequate career counseling to students.

Sec. 3. This chapter expires January 1, 2021.

SECTION 2. IC 20-18-2-6, AS AMENDED BY P.L.242-2017, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

HEA 1426 — CC 1



UPON PASSAGE]: Sec. 6. (a) "Graduation examination" means the test designated by the board under the ~~ISTEP ILEARN~~ program.

(b) This section expires ~~July 1, 2018~~: **July 1, 2022.**

SECTION 3. IC 20-19-2-20 IS REPEALED [EFFECTIVE JULY 1, 2018]. ~~Sec. 20: The state board shall design a high school diploma to be granted to individuals who successfully complete a high school fast track program under IC 21-43-8.~~

SECTION 4. IC 20-19-2-21 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS** [EFFECTIVE UPON PASSAGE]: **Sec. 21. (a) The state board shall establish one (1) standard Indiana diploma for individuals who successfully complete high school graduation requirements.**

(b) Each Indiana diploma must include one (1) of the following designations if an individual meets the criteria established by the state board for the designation:

- (1) General designation.**
- (2) Core 40 designation.**
- (3) Core 40 with academic honors designation.**
- (4) Core 40 with technical honors designation.**

SECTION 5. IC 20-19-6-9 IS REPEALED [EFFECTIVE JULY 1, 2018]. ~~Sec. 9: (a) As used in this section, "career council" refers to the Indiana career council established by IC 22-4.5-9-3.~~

~~(b) As used in this section, "subcommittee" means the subcommittee appointed under subsection (d):~~

~~(c) The subcommittee shall, before October 1, 2015:~~

- ~~(1) review the current Core 40 diploma course offerings; including types of courses and diplomas offered;~~
- ~~(2) make recommendations to the state board concerning:~~
 - ~~(A) changing course requirements for the Core 40 diploma; which may include the total number of academic credits required;~~
 - ~~(B) changing the types of diplomas offered; and~~
 - ~~(C) the need for a career and technical education diploma; and~~
- ~~(3) examine and make recommendations concerning career and technical education offerings.~~

~~The state board shall take action concerning the recommendations before December 1, 2015.~~

~~(d) The career council shall appoint a subcommittee to develop the requirements for the career and technical education diploma required by subsection (c). The career council shall designate a member to serve as chairperson of the subcommittee. The subcommittee is composed of at least fourteen (14) members; including the following:~~



- (1) One (1) member from each council;
- (2) One (1) member who is a director of high school career and technical education programs; who shall serve as vice chairperson of the subcommittee;
- (3) One (1) member who is employed by the department and whose job duties include career and technical education curricula development;
- (4) One (1) member representing the state's community college system;
- (5) One (1) member representing the state's industrial community;
- (6) One (1) member representing the commission for higher education;

(e) In performing its duties under subsection (d), the subcommittee shall obtain, in the manner and to the extent the subcommittee determines appropriate, input from licensed mathematics and English/language arts educators in Indiana.

(f) The subcommittee may design new curricula or create new courses in completing the recommendations required by subsection (e). A curriculum or course developed under this subsection must include input from representatives of:

- (1) high school career and technical education programs;
- (2) licensed mathematics and English/language arts educators;
- (3) community colleges; and
- (4) universities;

(g) The requirements for a diploma developed under this section must:

- (1) require a minimum of forty (40) academic credits or the equivalent for graduation;
- (2) be designed so that completed courses may be used to fulfill the requirements established for other high school diplomas approved by the state board; and
- (3) meet the college and career readiness education standards adopted by the state board under IC 20-19-2-14.5(b);

(h) Before the state board may take action on the recommendations made under subsection (e), the state board shall consult with and receive recommendations from the career council and the commission for higher education. Based upon the recommendations of the subcommittee, career council, and the commission for higher education, the state board may approve a career and technical education diploma or change the requirements for a Core 40 diploma.

SECTION 6. IC 20-20-8-8, AS AMENDED BY P.L.242-2017, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



JULY 1, 2018]: Sec. 8. (a) The report must include the following information:

- (1) Student enrollment.
- (2) Graduation rate (as defined in IC 20-26-13-6) and the graduation rate excluding students that receive a graduation waiver under IC 20-32-4-4 **or IC 20-32-4-4.1.**
- (3) Attendance rate.
- (4) The following test scores, including the number and percentage of students meeting academic standards:
 - (A) All state standardized assessment scores.
 - (B) Scores for assessments under IC 20-32-5-21 (before its expiration on July 1, 2018), if appropriate.
 - (C) For a freeway school, scores on a locally adopted assessment program, if appropriate.
- (5) Average class size.
- (6) The school's performance category or designation of school improvement assigned under IC 20-31-8.
- (7) The number and percentage of students in the following groups or programs:
 - (A) Alternative education, if offered.
 - (B) Career and technical education.
 - (C) Special education.
 - (D) High ability.
 - (E) Limited English language proficiency.
 - (F) Students receiving free or reduced price lunch under the national school lunch program.
- (8) Advanced placement, including the following:
 - (A) For advanced placement tests, the percentage of students:
 - (i) scoring three (3), four (4), and five (5); and
 - (ii) taking the test.
 - (B) For the Scholastic Aptitude Test:
 - (i) the average test scores for all students taking the test;
 - (ii) the average test scores for students completing the **Indiana diploma with a Core 40 with academic honors diploma designation** program; and
 - (iii) the percentage of students taking the test.
- (9) Course completion, including the number and percentage of students completing the following programs:
 - (A) Academic honors ~~diploma~~: **curriculum.**
 - (B) Core 40 curriculum.
 - (C) Career and technical programs.
- (10) The percentage of graduates considered college and career



ready in a manner prescribed by the state board.

(11) School safety, including:

- (A) the number of students receiving suspension or expulsion for the possession of alcohol, drugs, or weapons;
- (B) the number of incidents reported under IC 20-33-9; and
- (C) the number of bullying incidents reported under IC 20-34-6 by category.

(12) Financial information and various school cost factors required to be provided to the office of management and budget under IC 20-42.5-3-5.

(13) The number and percentage of each of the following within the school corporation:

- (A) Teachers who are certificated employees (as defined in IC 20-29-2-4).
- (B) Teachers who teach the subject area for which the teacher is certified and holds a license.
- (C) Teachers with national board certification.

(14) The percentage of grade 3 students reading at grade 3 level.

(15) The number of students expelled, including the percentage of students expelled by race, grade, gender, free or reduced price lunch status, and eligibility for special education.

(16) Chronic absenteeism, which includes the number of students who have been absent from school for ten percent (10%) or more of a school year for any reason.

(17) Habitual truancy, which includes the number of students who have been absent ten (10) days or more from school within a school year without being excused or without being absent under a parental request that has been filed with the school.

(18) The number of students who have dropped out of school, including the reasons for dropping out, including the percentage of students who have dropped out by race, grade, gender, free or reduced price lunch status, and eligibility for special education.

(19) The number of out of school suspensions assigned, including the percentage of students suspended by race, grade, gender, free or reduced price lunch status, and eligibility for special education.

(20) The number of in school suspensions assigned, including the percentage of students suspended by race, grade, gender, free or reduced price lunch status, and eligibility for special education.

(21) The number of student work permits revoked.

(22) The number of students receiving an international baccalaureate diploma.

(b) Section 3(a) of this chapter does not apply to the publication of



information required under this subsection. This subsection applies to schools, including charter schools, located in a county having a consolidated city, including schools located in excluded cities (as defined in IC 36-3-1-7). A separate report including the information reported under subsection (a) must be disaggregated by race, grade, gender, free or reduced price lunch status, and eligibility for special education and must be made available on the Internet as provided in section 3(b) of this chapter.

SECTION 7. IC 20-24-4-1, AS AMENDED BY THE TECHNICAL CORRECTIONS BILL OF THE 2018 GENERAL ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]:

Sec. 1. (a) A charter must meet the following requirements:

- (1) Be a written instrument.
- (2) Be executed by an authorizer and an organizer.
- (3) Confer certain rights, franchises, privileges, and obligations on a charter school.
- (4) Confirm the status of a charter school as a public school.
- (5) *Subject to subdivision (6)(E)*, be granted for:
 - (A) not less than three (3) years or more than seven (7) years; and
 - (B) a fixed number of years agreed to by the authorizer and the organizer.
- (6) Provide for the following:
 - (A) A review by the authorizer of the charter school's performance, including the progress of the charter school in achieving the academic goals set forth in the charter, at least one (1) time in each five (5) year period while the charter is in effect.
 - (B) Renewal, if the authorizer and the organizer agree to renew the charter.
 - (C) The renewal application must include guidance from the authorizer, and the guidance must include the performance criteria that will guide the authorizer's renewal decisions.
 - (D) The renewal application process must, at a minimum, provide an opportunity for the charter school to:
 - (i) present additional evidence, beyond the data contained in the performance report, supporting its case for charter renewal;
 - (ii) describe improvements undertaken or planned for the charter school; and
 - (iii) detail the charter school's plans for the next charter term.



- (E) Not later than ~~October 1~~ *in the end of* the calendar year in which the charter school seeks renewal of a charter, the governing board of a charter school seeking renewal shall submit a renewal application to the charter authorizer under the renewal application guidance issued by the authorizer. The authorizer shall make a final ruling on the renewal application not later than ~~March 1~~ *April 1* after the filing of the renewal application. *A renewal granted under this clause is not subject to the three (3) year minimum described in subdivision (5).* The ~~March 1~~ *April 1* deadline does not apply to any review or appeal of a final ruling. After the final ruling is issued, the charter school may obtain further review by the authorizer of the authorizer's final ruling in accordance with the terms of the charter school's charter and the protocols of the authorizer.
- (7) Specify the grounds for the authorizer to:
- (A) revoke the charter before the end of the term for which the charter is granted; or
 - (B) not renew a charter.
- (8) Set forth the methods by which the charter school will be held accountable for achieving the educational mission and goals of the charter school, including the following:
- (A) Evidence of improvement in:
 - (i) assessment measures, including the ~~ISTEP and end of course assessments~~, *statewide assessment program measures*;
 - (ii) attendance rates;
 - (iii) graduation rates (if appropriate);
 - (iv) increased numbers of ~~Core 40~~ **Indiana diplomas with a Core 40 designation** and other college and career ready indicators including advanced placement participation and passage, dual credit participation and passage, and International Baccalaureate participation and passage (if appropriate);
 - (v) increased numbers of **Indiana diplomas with Core 40 with** academic honors and technical honors ~~diplomas designations~~ (if appropriate);
 - (vi) student academic growth;
 - (vii) financial performance and stability; and
 - (viii) governing board performance and stewardship, including compliance with applicable laws, rules and regulations, and charter terms.
 - (B) Evidence of progress toward reaching the educational



goals set by the organizer.

(9) Describe the method to be used to monitor the charter school's:

(A) compliance with applicable law; and

(B) performance in meeting targeted educational performance.

(10) Specify that the authorizer and the organizer may amend the charter during the term of the charter by mutual consent and describe the process for amending the charter.

(11) Describe specific operating requirements, including all the matters set forth in the application for the charter.

(12) Specify a date when the charter school will:

(A) begin school operations; and

(B) have students attending the charter school.

(13) Specify that records of a charter school relating to the school's operation and charter are subject to inspection and copying to the same extent that records of a public school are subject to inspection and copying under IC 5-14-3.

(14) Specify that records provided by the charter school to the department or authorizer that relate to compliance by the organizer with the terms of the charter or applicable state or federal laws are subject to inspection and copying in accordance with IC 5-14-3.

(15) Specify that the charter school is subject to the requirements of IC 5-14-1.5.

(16) This subdivision applies to a charter established or renewed for an adult high school after June 30, 2014. The charter must require:

(A) that the school will offer flexible scheduling;

(B) that students will not complete the majority of instruction of the school's curriculum online or through remote instruction;

(C) that the school will offer dual credit or industry certification course work that aligns with career pathways as recommended by the Indiana career council established by IC 22-4.5-9-3; and

(D) a plan:

(i) to support successful program completion and to assist transition of graduates to the workforce or to a postsecondary education upon receiving a diploma from the adult high school; and

(ii) to review individual student accomplishments and success after a student receives a diploma from the adult



high school.

(b) A charter school shall set annual performance targets in conjunction with the charter school's authorizer. The annual performance targets shall be designed to help each school meet applicable federal, state, and authorizer expectations.

SECTION 8. IC 20-24-5-5, AS AMENDED BY P.L.250-2017, SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 5. (a) Except as provided in subsections (b), (c), (d), (e), and (f), a charter school must enroll any eligible student who submits a timely application for enrollment.

(b) This subsection applies if the number of applications for a program, class, grade level, or building exceeds the capacity of the program, class, grade level, or building. If a charter school receives a greater number of applications than there are spaces for students, each timely applicant must be given an equal chance of admission. The organizer must determine which of the applicants will be admitted to the charter school or the program, class, grade level, or building by random drawing in a public meeting, with each timely applicant limited to one (1) entry in the drawing. However, the organizer of a charter school located in a county with a consolidated city shall determine which of the applicants will be admitted to the charter school or the program, class, grade level, or building by using a publicly verifiable random selection process.

(c) A charter school may limit new admissions to the charter school to:

- (1) ensure that a student who attends the charter school during a school year may continue to attend the charter school in subsequent years;
- (2) ensure that a student who attends a charter school during a school year may continue to attend a different charter school held by the same organizer in subsequent years;
- (3) allow the siblings of a student who attends a charter school or a charter school held by the same organizer to attend the same charter school the student is attending; ~~and~~
- (4) allow preschool students who attend a Level 3 or Level 4 Paths to QUALITY program (~~as defined in IC 12-17.2-3.8-1~~) preschool to attend kindergarten at a charter school if the charter school and the preschool provider have entered into an agreement to share services or facilities; ~~and~~
- (5) allow each student who qualifies for free or reduced price lunch under the national school lunch program to receive preference for admission to a charter school if the preference**



is specifically provided for in the charter school's charter and is approved by the authorizer.

(d) This subsection applies to an existing school that converts to a charter school under IC 20-24-11. During the school year in which the existing school converts to a charter school, the charter school may limit admission to:

- (1) those students who were enrolled in the charter school on the date of the conversion; and
- (2) siblings of students described in subdivision (1).

(e) A charter school may give enrollment preference to children of the charter school's founders, governing body members, and charter school employees, as long as the enrollment preference under this subsection is not given to more than ten percent (10%) of the charter school's total population.

(f) A charter school may not suspend or expel a charter school student or otherwise request a charter school student to transfer to another school on the basis of the following:

- (1) Disability.
- (2) Race.
- (3) Color.
- (4) Gender.
- (5) National origin.
- (6) Religion.
- (7) Ancestry.

A charter school student may be expelled or suspended only in a manner consistent with discipline rules established under IC 20-24-5.5.

SECTION 9. IC 20-24-9-2, AS AMENDED BY P.L.233-2015, SECTION 82, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. An annual report under this chapter must contain the following information:

- (1) Results of ~~statewide standardized tests and end of course assessments.~~ **statewide assessment program measures.**
- (2) Student growth and improvement data for each authorized school.
- (3) Attendance rates for each authorized school.
- (4) Graduation rates (if appropriate), including attainment of ~~Core 40~~ **Indiana diplomas with a Core 40 designation and Indiana diplomas with Core 40 with** academic honors ~~diplomas~~ **designations** for each authorized school.
- (5) Student enrollment data for each authorized school, including the following:



- (A) The number of students enrolled.
- (B) The number of students expelled.
- (6) Status of the authorizer's charter schools, identifying each of the authorizer's charter schools that are in the following categories:
 - (A) Approved but not yet open.
 - (B) Open and operating.
 - (C) Closed or having a charter that was not renewed, including:
 - (i) the year closed or not renewed; and
 - (ii) the reason for the closure or nonrenewal.
- (7) Names of the authorizer's board members or ultimate decision making body.
- (8) Evidence that the authorizer is in compliance with IC 20-24-2.2-1.5.
- (9) A report summarizing the total amount of administrative fees collected by the authorizer and how the fees were expended, if applicable.
- (10) Total amount of other fees or funds not included in the report under subdivision (9) received by the authorizer from a charter school and how the fees or funds were expended.
- (11) The most recent audits for each authorized school submitted to the authorizer under IC 5-11-1-9.

SECTION 10. IC 20-26-5-37, AS AMENDED BY P.L.242-2017, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 37. (a) A high school operated by a school corporation shall offer the high school's students the opportunity to earn **any type of state an Indiana diploma approved by the state board with any type of designation established under IC 20-19-2-21.**

(b) Notwithstanding ~~IC 20-32-4-1 (before its expiration on July 1, 2018); IC 20-32-4-1.5 (after June 30, 2018); IC 20-32-4-4(5); and IC 20-32-4-5(b)(2)(E);~~ **IC 20-32-4-1.5, IC 20-32-4-4(b)(5), IC 20-32-4-4.1(b)(3), and IC 20-32-4-5(b)(2)(E),** a school corporation shall not require a student with a disability to complete locally required credits that exceed state credit requirements to receive a diploma unless otherwise required as part of the student's individualized education program under IC 20-35.

SECTION 11. IC 20-26-13-5, AS AMENDED BY P.L.242-2017, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 5. (a) As used in this chapter, "graduation" means the successful completion by a student of:

- (1) a sufficient number of academic credits, or the equivalent of



academic credits; and

(2) the graduation examination ~~(before July 1, 2018)~~, **(before July 1, 2022)**, ~~graduation pathway requirement (after June 30, 2018)~~, **a postsecondary readiness competency established by the state board under IC 20-32-4-1.5(c)**, or a waiver process required under IC 20-32-3 through IC 20-32-5.1;

resulting in the awarding of ~~a high school~~ **an Indiana** diploma. ~~or an academic honors diploma.~~

(b) The term does not include the granting of a general educational development diploma under IC 20-20-6 (before its repeal) or IC 22-4.1-18.

SECTION 12. IC 20-26-15-8, AS AMENDED BY SEA 354-2018, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 8. (a) The contract must contain the following provisions:

(1) A list of the statutes and rules that are suspended from operation in a freeway school corporation or freeway school, as listed in section 5 of this chapter.

(2) A description of the privileges of a freeway school corporation or freeway school, as listed in section 6 of this chapter.

(3) A description of the educational benefits listed in section 7 of this chapter that a freeway school corporation or freeway school agrees to:

(A) achieve by the end of five (5) complete school years after the contract is signed; and

(B) maintain at the end of:

(i) the sixth; and

(ii) any subsequent;

complete school year after the contract is signed.

(4) Subject to section 15 of this chapter (before its expiration), a plan and a schedule for the freeway school corporation or freeway school to achieve the educational benefits listed in section 7 of this chapter by the end of five (5) complete school years after the contract is signed. The schedule must show some percentage of improvement by the end of the second, third, and fourth complete school years after the contract is signed.

(5) A school by school strategy, including curriculum, in which character education is demonstrated to be a priority. The strategy required under this subdivision must include the following subjects as integral parts of each school's character education:

(A) Hygiene.

(B) Alcohol and drugs.



(C) Diseases transmitted sexually or through drug use, including AIDS.

(D) Honesty.

(E) Respect.

(F) Abstinence and restraint.

(6) A plan under which the freeway school corporation or freeway school will offer courses that will allow a student to become eligible to receive an **Indiana diploma with a Core 40 with academic honors diploma designation.**

(7) A plan under which the freeway school corporation or freeway school will maintain a safe and disciplined learning environment for students and teachers.

(b) In the contract:

(1) the quantitative measures of benefits may be higher, but not lower, than the minimum educational benefits listed in section 7 of this chapter; and

(2) educational benefits may be included in addition to the minimum educational benefits listed in section 7 of this chapter.

SECTION 13. IC 20-28-11.5-7, AS AMENDED BY P.L.242-2017, SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. (a) This section applies to any teacher instructing students in a content area and grade subject to ~~IC 20-32-4-1(a)(1) (before its expiration on July 1, 2018);~~ IC 20-32-5-2 (for a school year ending before July 1, 2018), and IC 20-32-5.1 (for a school year ending after June 30, 2018).

(b) A student may not be instructed for two (2) consecutive years by two (2) consecutive teachers, each of whom was rated as ineffective under this chapter in the school year immediately before the school year in which the student is placed in the respective teacher's class.

(c) If a teacher did not instruct students in the school year immediately before the school year in which students are placed in the teacher's class, the teacher's rating under this chapter for the most recent year in which the teacher instructed students, instead of for the school year immediately before the school year in which students are placed in the teacher's class, shall be used in determining whether subsection (b) applies to the teacher.

(d) If it is not possible for a school corporation to comply with this section, the school corporation must notify the parents of each applicable student indicating the student will be placed in a classroom of a teacher who has been rated ineffective under this chapter. The parent must be notified before the start of the second consecutive school year.



SECTION 14. IC 20-30-2-2.2, AS AMENDED BY P.L.242-2017, SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 2.2. (a) As used in this section, "eligible student" means a student in grade 11 or 12 who has:

- (1) failed the graduation exam ~~(before July 1, 2018)~~ **(before July 1, 2022)** or ~~an exam used to satisfy a graduation pathway requirement (after June 30, 2018) at least twice;~~ **is not on track to complete a postsecondary readiness competency;**
- (2) been determined to be chronically absent, by missing ten percent (10%) or more of a school year for any reason;
- (3) been determined to be a habitual truant, as identified under IC 20-33-2-11;
- (4) been significantly behind in credits for graduation, as identified by an individual's school principal;
- (5) previously undergone at least a second suspension from school for the school year under IC 20-33-8-14 or IC 20-33-8-15;
- (6) previously undergone an expulsion from school under IC 20-33-8-14, IC 20-33-8-15, or IC 20-33-8-16; or
- (7) been determined by the individual's principal and the individual's parent or guardian to benefit by participating in the school flex program.

(b) An eligible student who participates in a school flex program must:

- (1) attend school for at least three (3) hours of instructional time per school day;
- (2) pursue a timely graduation;
- (3) provide evidence of college or technical career education enrollment and attendance or proof of employment and labor that is aligned with the student's career academic sequence under rules established by the Indiana bureau of child labor;
- (4) not be suspended or expelled while participating in a school flex program;
- (5) pursue course and credit requirements for ~~a general an~~ **Indiana diploma with a general designation;** and
- (6) maintain a ninety-five percent (95%) attendance rate.

(c) A school may allow an eligible student in grade 11 or 12 to complete an instructional day that consists of three (3) hours of instructional time if the student participates in the school flex program.

SECTION 15. IC 20-30-4-6, AS AMENDED BY P.L.242-2017, SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 6. (a) A student's school counselor shall, in consultation with the student and the student's parent, review annually



a student's graduation plan that was developed in grade 9 under section 2 of this chapter to determine if the student is progressing toward fulfillment of the graduation plan.

(b) If a student is not progressing toward fulfillment of the graduation plan, the school counselor shall provide counseling services for the purpose of advising the student of credit recovery options and services available to help the student progress toward graduation.

(c) If a student is not progressing toward fulfillment of the graduation plan due to not achieving a passing score on the graduation examination ~~(before July 1, 2018)~~ **(before July 1, 2022)** or failing to meet a ~~graduation pathway requirement (after June 30, 2018);~~ **postsecondary readiness competency established by the state board under IC 20-32-4-1.5(c),** the school counselor shall meet with the:

- (1) teacher assigned to the student for remediation ~~in each subject area in which the student has not achieved a passing score on the graduation examination;~~ **for the particular competency area;**
- (2) parents of the student; and
- (3) student;

to discuss available remediation and to plan to meet the requirements under IC 20-32-4.

SECTION 16. IC 20-30-5-2, AS AMENDED BY P.L.251-2017, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 2. (a) Each public and nonpublic high school shall provide a required course that is:

- (1) not less than one (1) year of school work; and
- (2) in the:
 - (A) historical;
 - (B) political;
 - (C) civic;
 - (D) sociological;
 - (E) economical; and
 - (F) philosophical;

aspects of the constitutions of Indiana and the United States.

(b) The state board shall:

- (1) prescribe the course described in this section and the course's appropriate outlines; and
- (2) adopt the necessary curricular materials for uniform instruction.

(c) Except as provided in IC 20-32-4-13, a high school student may not receive ~~a~~ **an Indiana** diploma unless the student has successfully completed the interdisciplinary course described in this section.

SECTION 17. IC 20-30-5-4, AS AMENDED BY P.L.251-2017,



SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 4. (a) Each public school and nonpublic school shall provide within the two (2) weeks preceding a general election for all students in grades 6 through 12 five (5) full recitation periods of class discussion concerning:

- (1) the system of government in Indiana and in the United States;
- (2) methods of voting;
- (3) party structures;
- (4) election laws; and
- (5) the responsibilities of citizen participation in government and in elections.

(b) Except as provided in IC 20-32-4-13, a student may not receive a ~~high school~~ **an Indiana** diploma unless the student has completed a two (2) semester course in American history.

(c) If a public school superintendent violates this section, the state superintendent shall receive and record reports of the violations. The general assembly may examine these reports.

SECTION 18. IC 20-30-10-2.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 2.5. (a) In adopting Core 40 curriculum models under this chapter, the state board shall consider math course requirements other than Algebra II. Any math course requirements adopted for the Core 40 curriculum models must be at a level of difficulty that aligns with postsecondary preparation.**

(b) If a school offers a math course developed under subsection (a), a parent of a student and the student who intends to enroll in the course must provide consent to the school to enroll in the course. The consent form used by the school, which shall be developed by the state board in collaboration with the commission for higher education, must notify the parent and the student that enrollment in the course may affect the student's ability to attend a particular postsecondary educational institution or enroll in a particular course at a particular postsecondary educational institution because the course does not align with academic requirements established by the postsecondary educational institution.

(c) The state board shall adopt rules under IC 4-22-2 to establish:

- (1) math course requirements; and**
- (2) science course requirements;**

for the Core 40 curriculum models adopted under this chapter.



SECTION 19. IC 20-30-10-5, AS ADDED BY P.L.46-2014, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 5. Notwithstanding any other law, a high school may replace high school courses on the high school transcript with dual credit courses (as defined in IC 21-43-1-2.5) or advanced placement courses on the same subject matter with equal or greater rigor to the required high school course and may count such a course as satisfying **an Indiana diploma with a Core 40 with academic honors designation** or another ~~special diploma designation~~ requirement. A dual credit course must be authorized by an eligible institution (as described in IC 21-43-4-3.5) that is a member of a national dual credit accreditation organization, or the eligible institution must make assurances that the final assessment for the course given for dual credit under this section is substantially equivalent to the final assessment given in the college course in that subject.

SECTION 20. IC 20-30-16-3, AS ADDED BY P.L.80-2017, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3. As used in this chapter, "eligible student" means a student pursuing:

- (1) ~~any type of~~ **an Indiana diploma with any designation** available for students to receive in Indiana; or
- (2) an industry certification that appears on the state board's approved industry certification list.

SECTION 21. IC 20-30-16-9, AS ADDED BY P.L.80-2017, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 9. A school corporation shall:

- (1) count successfully completed course access program courses toward the requirements of ~~a~~ **an Indiana diploma**; and
- (2) include credits earned and grades received for any course access program courses taken under this chapter on a student's transcript.

SECTION 22. IC 20-30-16-10, AS AMENDED BY THE TECHNICAL CORRECTIONS BILL OF THE 2018 GENERAL ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 10. (a) ~~Except as provided in subsection (d)~~ **and** Subject to subsection (c), the department and an authorized course provider shall negotiate a course access program course tuition fee for an enrolled eligible student for each course offered and all course materials. The negotiated course access program course tuition fee must be identical for every enrolled eligible student. Transfers of tuition payments for enrollment of an eligible student currently enrolled at an applicable school corporation in a course access program course



shall be made to the authorized course provider by the school corporation in which the eligible student is enrolled. The amount of the tuition payment for enrollment of an eligible student in a course access program course must be paid from the total amount of state tuition support that would otherwise be received by the school corporation on account of the student. The state board shall adopt rules under IC 4-22-2 for payment of tuition payments from a school corporation to an authorized course provider for a student who is not currently enrolled in the school but enrolls in a course access program course as part of the eligible student's special education services provided by the school corporation. The department may charge the negotiated course access program course tuition fee to a student who enrolls in a course access program course from an eligible provider if the student is not currently enrolled in a school corporation or is otherwise eligible to enroll in the course access program as part of the student's special education services by the school corporation.

(b) A course provider may not receive any payment from the school corporation that is in addition to the tuition fee for a course access program course in which an eligible student is enrolled. Any other funds related to the student that are due to a school corporation shall be paid to the school corporation.

(c) Payment in full of a tuition fee for a course access program course must be based in part on student success in the course access program course. The department may negotiate with the course provider to determine the manner in which the course provider is paid. However, the course provider may not receive less than fifty percent (50%) of the tuition fee upon an eligible student's enrollment in a course access program course. The course provider shall receive the remaining amount if the measured student outcomes for the course access program course meet requirements set by the department. Measured student outcomes may include:

- (1) course access program course completion by enrolled students;
- (2) student growth to proficiency;
- (3) student results from ~~independent end of course assessments and other~~ state and nationally accepted assessments;
- (4) student receipt of credentials that are recognized in an industry;
- (5) postsecondary credits received by a student; and
- (6) other validated measures approved by the state board.

SECTION 23. IC 20-31-8-1, AS AMENDED BY P.L.242-2017, SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



JULY 1, 2018]: Sec. 1. (a) The performance of a school's students on the statewide assessment program test and other assessments recommended by the department of education and approved by the state board are the primary and majority means of assessing a school's improvement.

(b) The department of education shall examine and make recommendations to the state board concerning:

- (1) performance indicators to be used as a secondary means of determining school progress;
- (2) expected progress levels, continuous improvement measures, distributional performance levels, and absolute performance levels for schools; and
- (3) an orderly transition from the performance based accreditation system to the assessment system set forth in this article.

(c) The department of education shall consider methods of measuring improvement and progress used in other states in developing recommendations under this section.

(d) The department of education may consider:

- (1) the likelihood that a student may fail a graduation exam ~~(before July 1, 2018)~~ **(before July 1, 2022)** or fail to meet a ~~graduation pathway requirement (after June 30, 2018)~~ **postsecondary readiness competency established by the state board under IC 20-32-4-1.5(c)** and require a graduation waiver under IC 20-32-4-4, **IC 20-32-4-4.1**, or IC 20-32-4-5; and
- (2) remedial needs of students who are likely to require remedial work while the students attend a postsecondary educational institution or workforce training program;

when making recommendations under this section.

SECTION 24. IC 20-32-4-1 IS REPEALED [EFFECTIVE UPON PASSAGE]. Sec. 1. (a) Except as provided in subsection (b), a student must meet:

- (1) the academic standards tested in the graduation examination; and
- (2) any additional requirements established by the governing body of the student's school corporation;

to be eligible to graduate.

(b) Except as provided in sections 4, 5, 6, 7, 8, 9, and 10 of this chapter, beginning with the class of students who expect to graduate during the 2010-2011 school year, each student is required to meet:

- (1) the academic standards tested in the graduation examination;
- (2) the Core 40 course and credit requirements adopted by the state board under IC 20-30-10; and



~~(3) any additional requirements established by the governing body;~~
to be eligible to graduate.

~~(c) This section expires July 1, 2018.~~

SECTION 25. IC 20-32-4-1.5, AS ADDED BY P.L.242-2017, SECTION 34, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2018 (RETROACTIVE)]: Sec. 1.5. (a) ~~This section applies after June 30, 2018. This subsection expires July 1, 2022.~~ Except as provided in subsection (f) and sections 4, 5, 6, 7, 8, 9, and 10 of this chapter, each student is required to meet:

- (1) the academic standards tested in the graduation examination;
- (2) the Core 40 course and credit requirements adopted by the state board under IC 20-30-10; and
- (3) any additional requirements established by the governing body;

to be eligible to graduate.

(b) Except as provided in **subsection (f) and sections 4, 4.1, 5, 6, 7, 8, 9, and 10 of this chapter, beginning with the class of students who expect to graduate during the 2022-2023 school year**, each student shall:

- (1) demonstrate college or career readiness through a pathway established by the state board, in consultation with the department of workforce development and the commission for higher education;
- (2) meet the Core 40 course and credit requirements adopted by the state board under IC 20-30-10; and
- (3) meet any additional requirements established by the governing body;

to be eligible to graduate.

(c) The state board shall establish graduation pathway requirements under subsection (b)(1) in consultation with the department of workforce development and the commission for higher education. A graduation pathway requirement may include the following ~~options~~ **postsecondary readiness competencies** approved by the state board:

- ~~(1) End of course assessments measuring academic standards in subjects determined by the state board.~~
- ~~(2) (1) International baccalaureate exams.~~
- ~~(3) (2) Nationally recognized college entrance assessments.~~
- ~~(4) (3) Advanced placement exams.~~
- ~~(5) (4) Assessments necessary to receive college credit for dual credit courses.~~



- ~~(6)~~ (5) Industry recognized certificates.
- ~~(7)~~ (6) The Armed Services Vocational Aptitude Battery.
- ~~(8)~~ (7) Any other ~~pathway~~ **competency** approved by the state board.

(d) If the state board establishes a nationally recognized college entrance exam as a graduation pathway requirement, the nationally recognized college entrance exam must be offered to a student at the school in which the student is enrolled and during the normal school day.

(e) When an apprenticeship is established as a graduation pathway requirement, the state board shall establish as an apprenticeship only an apprenticeship program registered under the federal National Apprenticeship Act (29 U.S.C. 50 et seq.) or another federal apprenticeship program administered by the United States Department of Labor.

(f) Notwithstanding subsection (a), a school corporation, charter school, or accredited nonpublic school may voluntarily elect to use graduation pathways described in subsection (b) in lieu of the graduation examination requirements specified in subsection (a) prior to July 1, 2022.

(g) The state board, in consultation with the department of workforce development and the commission for higher education, shall approve college and career pathways relating to career and technical education including sequences of courses leading to student concentrators.

SECTION 26. IC 20-32-4-2, AS AMENDED BY P.L.242-2017, SECTION 35, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. **This subsection expires July 1, 2022.** A student who does not meet the academic standards tested in the graduation examination ~~(before July 1, 2018) or fails to meet a graduation pathway requirement (after June 30, 2018)~~ shall be given the opportunity to be tested during each semester of each grade following the grade in which the student is initially tested until the student achieves a passing score or, after June 30, 2018, meets a graduation pathway requirement.

SECTION 27. IC 20-32-4-4, AS AMENDED BY P.L.242-2017, SECTION 36, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4. **(a)** A student who does not achieve a passing score on the graduation examination ~~(before July 1, 2018) or fails to meet a graduation pathway requirement (after June 30, 2018)~~ and who does not meet the requirements of section ~~4~~ **1.5(a)** of this chapter may be eligible to graduate if the student does all the



following:

- (1) Takes the graduation examination in each subject area in which the student did not achieve a passing score at least one (1) time every school year after the school year in which the student first takes the graduation examination. ~~This subsection expires July 1, 2018.~~
- (2) Completes remediation opportunities provided to the student by the student's school.
- (3) Maintains a school attendance rate of at least ninety-five percent (95%) with excused absences not counting against the student's attendance.
- (4) Maintains at least a "C" average or the equivalent in the courses comprising the credits specifically required for graduation by rule of the state board.
- (5) Otherwise satisfies all state and local graduation requirements.
- (6) Either:
 - (A) completes:
 - (i) the course and credit requirements for a general diploma, including the career academic sequence;
 - (ii) a workforce readiness assessment; and
 - (iii) at least one (1) industry certification that appears on the state board's approved industry certification list, which must be updated annually with recommendations from the department of workforce development established by IC 22-4.1-2-1; or
 - (B) obtains a written recommendation from a teacher of the student in each subject area in which the student has not achieved a passing score on the graduation examination. The written recommendation must be aligned with the governing body's relevant policy and must be concurred in by the principal of the student's school and be supported by documentation that the student has attained the academic standard in the subject area based on:
 - (i) tests other than the graduation examination; or
 - (ii) classroom work.

(b) This section expires June 30, 2022.

SECTION 28. IC 20-32-4-4.1 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 4.1. (a) Subject to subsection (b), a student may receive a waiver from the postsecondary readiness competency requirements established under section 1.5(c) of this chapter:**



(1) if:

(A) the student was unsuccessful in completing a postsecondary readiness competency requirement established by the state board under section 1.5(c) of this chapter by the conclusion of the student's senior year, including a student who was in the process of completing a competency at one (1) school that was not offered by the school to which the student transferred; and

(B) the student attempted to achieve at least three (3) separate postsecondary readiness competencies established by the state board under section 1.5(c) of this chapter; or

(2) if a student transfers to a school subject to the requirements of this chapter during the student's senior year from a nonaccredited nonpublic school or a school out of state and the student:

(A) attempted to achieve at least one (1) postsecondary readiness competency requirement established by the state board under section 1.5(c) of this chapter; and

(B) was unsuccessful in completing the attempted postsecondary readiness competency described in clause (A).

(b) For a student to receive a waiver described in subsection (a), the student must:

(1) maintain at least a "C" average, or its equivalent, throughout the student's high school career in courses comprising credits required for the student to graduate;

(2) maintain a school attendance rate of at least ninety-five percent (95%) with excused absences not counting against the student's attendance;

(3) satisfy all other state and local graduation requirements beyond the postsecondary readiness competency requirements established by the state board under section 1.5(c) of this chapter; and

(4) demonstrate postsecondary planning, including:

(A) college acceptance;

(B) acceptance in an occupational training program;

(C) workforce entry; or

(D) military enlistment;

that is approved by the principal of the student's school.

SECTION 29. IC 20-32-4-5, AS AMENDED BY P.L.242-2017, SECTION 37, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 5. (a) This section applies to a student who is



a student with a disability (as defined in IC 20-35-1-8).

(b) If the student does not achieve a passing score on the graduation examination ~~(before July 1, 2018)~~ **(before July 1, 2022)** or fails to meet a ~~graduation pathway requirement (after June 30, 2018),~~ **postsecondary readiness competency requirement established by the state board under section 1.5(c) of this chapter,** the student's case conference committee may determine that the student is eligible to graduate if the case conference committee finds the following:

(1) The student's teacher of record, in consultation with a teacher of the student in each subject area in which the student has not achieved a passing score **on the graduation exam (before July 1, 2022) or successfully completed a postsecondary readiness competency established by the state board under section 1.5(c) of this chapter,** makes a written recommendation to the case conference committee. The recommendation must:

- (A) be aligned with the governing body's relevant policy;
- (B) be concurred in by the principal of the student's school; and
- (C) be supported by documentation that the student has attained the academic standard in the subject area based on:
 - (i) tests **or competencies** other than the graduation examination **(before July 1, 2022) or postsecondary readiness competencies established by the state board under section 1.5(c) of this chapter;** or
 - (ii) classroom work.

(2) The student meets all the following requirements:

- (A) Retakes the graduation examination in each subject area in which the student did not achieve a passing score as often as required by the student's individualized education program. This clause expires ~~July 1, 2018:~~ **July 1, 2022.**
- (B) Completes remediation opportunities provided to the student by the student's school to the extent required by the student's individualized education program.
- (C) Maintains a school attendance rate of at least ninety-five percent (95%) to the extent required by the student's individualized education program with excused absences not counting against the student's attendance.
- (D) Maintains at least a "C" average or the equivalent in the courses comprising the credits specifically required for graduation by rule of the state board.
- (E) Otherwise satisfies all state and local graduation requirements.



SECTION 30. IC 20-32-4-7, AS ADDED BY P.L.105-2005, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 7. Upon the request of a student's parent, the student may be exempted from the Core 40 curriculum requirement **for an Indiana diploma with a Core 40 designation** set forth in section 1.5 of this chapter and be required to complete the general curriculum **for an Indiana diploma with a general designation** to be eligible to graduate. Except as provided in section 10 of this chapter, the student's parent and the student's counselor (or another staff member who assists students in course selection) shall meet to discuss the student's progress. Following the meeting, the student's parent shall determine whether the student will achieve greater educational benefits by:

- (1) continuing the general curriculum; or
- (2) completing the Core 40 curriculum.

SECTION 31. IC 20-32-4-8, AS ADDED BY P.L.105-2005, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 8. This section applies to a student who does not pass at least three (3) courses required under the Core 40 curriculum **for an Indiana diploma with a Core 40 designation**. Except as provided in section 10 of this chapter, the student's parent and the student's counselor (or another staff member who assists students in course selection) shall meet to discuss the student's progress. Following the meeting, the student's parent shall determine whether the student will achieve greater educational benefits by:

- (1) continuing in the Core 40 curriculum; or
- (2) completing the general curriculum.

SECTION 32. IC 20-32-4-9, AS AMENDED BY P.L.242-2017, SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 9. This section applies to a student who receives a score on the graduation examination (~~before July 1, 2018~~) (**before July 1, 2022**) or an exam used to satisfy a ~~graduation pathway requirement~~ (~~after June 30, 2018~~) **postsecondary readiness competency established by the state board under section 1.5(c) of this chapter** that is in the twenty-fifth percentile or lower when the student takes the graduation examination (~~before July 1, 2018~~) (**before July 1, 2022**) or an exam used to satisfy a ~~graduation pathway requirement~~ (~~after June 30, 2018~~) **postsecondary readiness competency established by the state board under section 1.5(c) of this chapter** for the first time. Except as provided in section 10 of this chapter, the student's parent and the student's counselor (or another staff member who assists students in course selection) shall meet to



discuss the student's progress. Following the meeting, the student's parent shall determine whether the student will achieve greater educational benefits by:

- (1) continuing in the Core 40 curriculum; or
- (2) completing the general curriculum.

SECTION 33. IC 20-32-4-11, AS AMENDED BY P.L.118-2016, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 11. (a) This section applies to a student who is a student with a disability (as defined in IC 20-35-1-8).

(b) During the annual case review held when the student is in grade 8, the case conference committee (as defined in IC 20-35-9-3) shall, as a part of the annual case review, discuss with the student's parent and the student, if appropriate:

- (1) the types of ~~diplomas~~ **designations** available for students to receive ~~in the state of Indiana; with an Indiana diploma;~~
- (2) the course requirements for each type of ~~diploma;~~ **designation;** and
- (3) employment and career options for the student and the type of academic, technical, and vocational preparation necessary to achieve the employment or career.

The student's individualized education program must include the type of ~~diploma~~ **designation** the student will seek and courses that allow the student to progress toward ~~the an Indiana diploma~~ **with the selected designation** in a timely manner.

(c) Beginning in grade 9 and in addition to the annual case review, the student's teacher of record shall communicate at least one (1) time each grading period with the student's parent concerning the student's progress toward ~~the selected an Indiana diploma~~ **with the selected designation**. If the parent requests a meeting with the teacher of record to discuss the student's progress, the teacher must meet with the parent in a timely manner. A meeting under this subsection does not constitute a case conference committee meeting, and a request for a meeting under this subsection does not abrogate a parent's right to call for a meeting of the case conference committee at any time.

SECTION 34. IC 20-32-4-13, AS ADDED BY P.L.251-2017, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 13. (a) The governing body of a school corporation shall issue ~~a an Indiana~~ diploma for a deceased student at the request of a parent (as defined in IC 20-18-2-13) of the student if the student:

- (1) died while enrolled in grade 12 of a school in the school corporation; and



(2) was academically eligible or on track to meet the requirements for the **Indiana** diploma at the time of death.

(b) A student described in subsection (a) may not be considered a graduate for purposes of IC 20-26-13.

SECTION 35. IC 20-32-4-14 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 14. (a) The state board shall create an alternate diploma for students with significant cognitive disabilities. The diploma must be:**

(1) standards-based; and

(2) aligned with Indiana's requirements for an Indiana diploma.

(b) Not more than one percent (1%) of students of a cohort may receive the alternate diploma established by the state board under subsection (a).

(c) The alternate diploma must comply with the federal Every Student Succeeds Act (ESSA) (20 U.S.C. 6311).

(d) The state board shall adopt rules under IC 4-22-2 that are necessary to carry out this section.

SECTION 36. IC 20-32-5.1-3, AS ADDED BY P.L.242-2017, SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 3.** The Indiana's Learning Evaluation Assessment Readiness Network (ILEARN) program consists of:

(1) a statewide assessment ~~including an end of course assessment~~; described in section 7 of this chapter;

(2) optional benchmark assessments described in section 17 of this chapter;

(3) requirements to integrate statewide assessment literacy described in section 18 of this chapter; and

(4) any programs or policies approved by the state board that are necessary to carry out this chapter.

SECTION 37. IC 20-32-5.1-7, AS ADDED BY P.L.242-2017, SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 7. (a)** Except as otherwise provided in this section and in the manner provided in section 6 of this chapter, the state board is responsible for determining the appropriate subjects, grades, and format of a statewide assessment.

(b) For each school year beginning after June 30, 2018, and except as provided in section 11 of this chapter, the statewide assessment must be administered to all full-time students attending a school corporation, charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) in grades subject to the statewide



assessment required by federal law and in a manner prescribed by the state board.

(c) Subject matter tested on the statewide assessment as determined by the state board under subsection (a) must, at a minimum, do the following:

- (1) Comply with requirements established under federal law with:
 - (A) math and English/language arts assessed yearly in grades 3 through 8, and at least once in grades 9 through 12; and
 - (B) science assessed at least once in grades 3 through 5, grades 6 through 9, and grades 10 through 12.

- (2) Require that United States history or United States government be assessed at least once in grades 5 or 8.

~~(d) For each school year beginning after June 30, 2018, a high school shall administer as part of the statewide assessment end of course assessments in at least the areas of:~~

- ~~(1) English/language arts;~~
- ~~(2) science; and~~
- ~~(3) algebra I.~~

~~(e) Students must be eligible to take the end of course assessments described in subsection (d) upon completion of the corresponding course regardless of the student's current grade level.~~

(d) This subsection expires July 1, 2020. Each student in a grade 10 cohort must take a graduation examination.

(e) Except as provided under subsection (f), for each school year beginning after June 30, 2021, a nationally recognized college entrance exam must be administered for the high school subjects required under subsection (c). The proficiency benchmark must be approved by the commission for higher education, in consultation with the state educational institutions, and may not be lower than the national college ready benchmark established for that particular exam.

(f) If the state board determines that no nationally recognized college entrance exam assesses a given high school subject that is required under subsection (c), the state board may select another type of assessment, including an end of course assessment, for that subject.

~~(g)~~ **(g)** The statewide assessment:

- (1) may not use technology that may negatively influence the ability to measure a student's mastery of material or a particular academic standard being tested; and
- (2) may use a technology enhanced test question only when the technology enhanced test question is the best way to measure the



academic standard being tested.

(h) A statewide assessment, other than an assessment administered under subsection (e), must use a scale score that will ensure the statewide assessment scores are comparable to scale scores used as part of the ISTEP program under IC 20-32-5, before its expiration.

SECTION 38. IC 20-32-5.1-8, AS ADDED BY P.L.242-2017, SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 8. (a) Except as provided in subsection (b), the statewide assessment must be administered in a single testing window that must take place at the end of a school year on dates determined by the state board.

(b) If an end of course assessment is administered, an the end of course assessment may be administered at the end of the course for that particular subject matter.

SECTION 39. IC 20-32-8-4, AS AMENDED BY P.L.242-2017, SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 4. The remediation grant program is established to provide grants to school corporations for the following:

- (1) Remediation of students who score below academic standards.
- (2) Preventive remediation for students who are at risk of falling below academic standards.
- (3) For students in a freeway school or freeway school corporation who are assessed under a locally adopted assessment program under IC 20-26-15-6(7):
 - (A) remediation of students who score below academic standards under the locally adopted assessment program; and
 - (B) preventive remediation for students who are at risk of falling below academic standards under the locally adopted assessment program.
- (4) Targeted instruction of students to:
 - (A) reduce the likelihood that a student may fail a graduation exam ~~(before July 1, 2018)~~ **(before July 1, 2022)** or fail to meet a ~~graduation pathway requirement (after June 30, 2018);~~ **postsecondary readiness competency established by the state board under IC 20-32-4-1.5(c)** and require a graduation waiver under IC 20-32-4-4, **IC 20-32-4-4.1**, or IC 20-32-4-5; or
 - (B) minimize the necessity of remedial work of students while the students attend postsecondary educational institutions or workforce training programs.

SECTION 40. IC 20-32-9-1, AS AMENDED BY P.L.213-2015,



SECTION 199, AND AS AMENDED BY P.L.222-2015, SECTION 12, IS CORRECTED AND AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 1. *Not later than July 1, 2013*; The state board, in consultation with the:

- ~~(1) education roundtable established under IC 20-19-4-2;~~
- ~~(2) (1) commission for higher education established under IC 21-18-2-1;~~
- ~~(3) (2) department of workforce development established under IC 22-4.1-2-1; and~~
- ~~(4) (3) department;~~

shall develop guidelines *and thresholds* to assist secondary schools in identifying a student who is likely to require remedial work at a postsecondary educational institution or workforce training program if the student subsequently attends *a an Indiana* postsecondary educational institution or workforce training program upon graduation.

SECTION 41. IC 20-32-9-2, AS AMENDED BY P.L.242-2017, SECTION 44, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 2. The guidelines ~~and thresholds~~ established in section 1 of this chapter:

- (1) must provide standards and guidelines for secondary school personnel to determine when a student is **required to be assessed under section 3 of this chapter, requires remediation or additional instruction**, including guidelines that include:

- (A) criteria and thresholds that must be based upon:

- (i) ~~the student's results or score on a state assessment; and~~
- ~~(ii) (i) the student's results or score on a national assessment of college and career readiness, with thresholds determined by the commission for higher education and the department in consultation with the state educational institutions; or~~
- ~~(ii) the student's qualifying grades, which for purposes of this section are a "B" or higher, in advanced placement, international baccalaureate, or dual credit courses; and~~

- (B) a description of the school official who may make a determination based on the criteria to assess **whether** a student **under section 3 of this chapter; and requires remediation or additional instruction; and**

- (C) ~~thresholds for determining whether a student who takes an examination under section 3 of this chapter requires additional remediation or additional instruction that are determined based on a common score for placement into an entry level, transferable course in English or mathematics as determined by the commission for higher education in consultation with~~



~~the state educational institutions; and~~

(2) must provide information on strategies and resources that schools can use to assist a student in achieving the level of academic performance that is appropriate for the student's grade level to:

(A) reduce the likelihood that a student will fail a graduation exam ~~(before July 1, 2018)~~ **(before July 1, 2022)** or fail to meet a ~~graduation pathway requirement (after June 30, 2018);~~ **postsecondary readiness competency established by the state board under IC 20-32-4-1.5(c)** and require a graduation waiver under IC 20-32-4-4, **IC 20-32-4-4.1**, or IC 20-32-4-5; or

(B) minimize the necessity for postsecondary remedial course work by the student.

SECTION 42. IC 20-32-9-3, AS AMENDED BY P.L.242-2017, SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3. (a) If the appropriate secondary school official determines, using the criteria and thresholds established in section 2 of this chapter, that a student before the ~~spring~~ **fall** semester, or the equivalent, in grade 11

(1) ~~has failed a graduation exam (before July 1, 2018) or has failed to meet a graduation pathway requirement (after June 30, 2018) and may require a graduation waiver under IC 20-32-4-4 or IC 20-32-4-5; or~~

(2) ~~will likely require remedial work at a postsecondary educational institution or workforce training program;~~

~~the appropriate secondary school official shall require the student to take a college and career readiness exam approved by the state board in consultation with the department; the commission for higher education established under IC 21-18-2-1, and the department of workforce development under IC 22-4.1-2-1 at least one (1) time before the student begins the spring semester; or the equivalent, in grade 11. The cost of the exam shall be paid by the department.~~

~~(b) If a student is required to take an exam under subsection (a); the appropriate school official shall make a determination based on the guidelines and thresholds established in section 2 of this chapter as to whether the student is in need of additional instruction or remedial action with respect to a particular subject matter covered in the exam. If the appropriate school official determines that a student who takes an exam under subsection (a) is in need of remediation or supplemental instruction to prevent the need for remediation at a postsecondary educational institution or workforce development program, the~~



appropriate school official shall inform the student's parent:

- (1) of the likelihood that the student will require remedial course work;
- (2) of the potential financial impact on the student or the parent for the additional remedial course work described in subdivision (1), including that the student may not be eligible to receive state scholarships, grants, or assistance administered by the commission for higher education; and
- (3) of the additional time that may be required to earn a degree; while the student attends a postsecondary educational institution or workforce development program. The appropriate secondary school official may establish a remediation or supplemental instruction plan with the student's parent.

~~(c)~~ **(b)** Before a student determined to need additional instruction or remedial action under subsection ~~(b)~~ **(a)** with respect to a particular subject matter may enroll in a dual credit course under IC 21-43 in the same subject matter or a related subject matter, the student may receive additional instruction or remedial course work and must retake the examination described in ~~subsection (a)~~ **section 2 of this chapter if it is required in the guidelines established by the state board under section 1 of this chapter.** If the appropriate school official determines that the student no longer requires additional instruction or remedial action under the guidelines established under section 2 of this chapter, after retaking the exam under this section, the student may enroll in a dual credit course under IC 21-43. The cost of the administration of ~~the~~ **an** exam under this subsection ~~and subsection (d)~~ shall be paid by the department.

~~(d)~~ A student who takes an exam under subsection (a) and is identified as being in need of remediation or supplemental instruction shall retake the college and career readiness exam during grade 12 after a remediation or supplemental instruction plan is completed.

~~(e)~~ Upon implementation of a grade 10 assessment aligned with college and career readiness educational standards adopted by the state board under IC 20-19-2-14.5, the department shall report to the state board and the general assembly in an electronic format under IC 5-14-6 as to the feasibility of using the grade 10 assessment as the initial identifier for determining the remediation needs of students. This subsection expires January 1, 2020.

SECTION 43. IC 20-36-3-6, AS AMENDED BY P.L.91-2010, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 6. (a) Each student who enrolls in an advanced course may take the advanced placement examination to receive high



school credit for the advanced course.

(b) Any rule adopted by the department concerning an ~~academic honors~~ **Indiana diploma with a Core 40 with academic honors designation** must provide that a successfully completed mathematics or science advanced course is credited toward fulfilling the requirements of an ~~academic honors~~ **Indiana diploma with a Core 40 with academic honors designation**.

(c) If a student who takes an advanced placement examination receives a satisfactory score on the examination, the student is entitled to receive:

- (1) a certificate of achievement; and
- (2) postsecondary level academic credit at a state educational institution that counts toward meeting the student's degree requirements, if elective credit is part of the student's degree requirement. The state educational institution may require a score higher than 3 on an advanced placement test if the credit is to be used for meeting a course requirement for a particular major at the state educational institution.

SECTION 44. IC 20-36-5-1, AS AMENDED BY P.L.2-2007, SECTION 238, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. A student shall receive credits toward graduation or an **Indiana diploma with a Core 40 with academic honors diploma designation** by demonstrating the student's proficiency in a course or subject area required for graduation or the **Indiana diploma with a Core 40 with academic honors diploma designation**, whether or not the student has completed course work in the subject area, by any one (1) or more of the following methods:

- (1) Receiving a score that demonstrates proficiency on a standardized assessment of academic or subject area competence that is accepted by accredited postsecondary educational institutions.
- ~~(2) Receiving a high proficiency level score on an end of course assessment for a course without taking the course.~~
- ~~(3)~~ (2) Successfully completing a similar course at an eligible institution under the postsecondary enrollment program under IC 21-43-4.
- ~~(4)~~ (3) Receiving a score of three (3), four (4), or five (5) on an advanced placement examination for a course or subject area.
- ~~(5)~~ (4) Other methods approved by the state board.

SECTION 45. IC 20-36-5-2, AS ADDED BY P.L.64-2006, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 2. A student who demonstrates proficiency in one



(1) or more courses or subject areas under section 1 of this chapter may not be required to complete a minimum number of semesters to graduate or to receive an **Indiana diploma with a Core 40 with academic honors diploma designation**.

SECTION 46. IC 20-43-1-3, AS AMENDED BY P.L.229-2011, SECTION 200, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3. "Honors ~~diploma~~ **designation** award" refers to the amount determined under IC 20-43-10-2.

SECTION 47. IC 20-43-2-3, AS AMENDED BY P.L.213-2015, SECTION 208, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3. If the total amount to be distributed:

- (1) as basic tuition support;
- (2) for honors ~~diploma~~ **designation** awards;
- (3) for complexity grants;
- (4) for special education grants;
- (5) for career and technical education grants;
- (6) for choice scholarships; and
- (7) for Mitch Daniels early graduation scholarships;

for a particular state fiscal year exceeds the amounts appropriated by the general assembly for those purposes for the state fiscal year, the total amount to be distributed for those purposes to each recipient during the remaining months of the state fiscal year shall be proportionately reduced so that the total reductions equal the amount of the excess.

SECTION 48. IC 20-43-10-2, AS AMENDED BY P.L.217-2017, SECTION 131, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 2. (a) A school corporation's honors ~~diploma~~ **designation** award for a state fiscal year is the amount determined using the following formula:

STEP ONE: Determine the number of the school corporation's eligible pupils who:

- (A) successfully completed an **Indiana diploma with a Core 40 with** academic honors ~~diploma~~ **designation** program; and
- (B) were receiving Supplemental Nutrition Assistance Program (SNAP) benefits, Temporary Assistance for Needy Families (TANF) benefits, or foster care services;

in the school year ending in the previous state fiscal year.

STEP TWO: Determine the result of:

- (A) the number of the school corporation's eligible pupils who:
 - (i) successfully completed ~~a~~ **an Indiana diploma with a** Core 40 ~~diploma~~ with technical honors **designation**



program; and

(ii) were receiving Supplemental Nutrition Assistance Program (SNAP) benefits, Temporary Assistance for Needy Families (TANF) benefits, or foster care services;

in the school year ending in the previous state fiscal year; minus

(B) the number of eligible pupils who would otherwise be double counted under both clause (A) and STEP ONE.

STEP THREE: Determine the sum of the number of eligible students determined under STEP ONE and the number of eligible students determined under STEP TWO.

STEP FOUR: Multiply the STEP THREE amount by one thousand five hundred dollars (\$1,500).

STEP FIVE: Determine the result of:

(A) the number of the school corporation's eligible pupils who successfully completed an **Indiana diploma with a Core 40 with academic honors diploma designation** program in the school year ending in the previous state fiscal year; minus

(B) the STEP ONE amount.

STEP SIX: Determine the result of:

(A) the number of the school corporation's eligible pupils who successfully completed a **an Indiana diploma with a Core 40 diploma** with technical honors **designation** program in the school year ending in the previous state fiscal year; minus

(B) the number of the school corporation's eligible pupils who are counted under both clause (A) and STEP FIVE (A).

STEP SEVEN: Determine the result of the STEP SIX amount minus the STEP TWO amount.

STEP EIGHT: Determine the result of:

(A) the STEP FIVE amount; plus

(B) the STEP SEVEN amount.

STEP NINE: Determine the result of:

(A) the STEP EIGHT amount; multiplied by

(B) one thousand one hundred dollars (\$1,100).

STEP TEN: Determine the sum of:

(A) the STEP FOUR amount; plus

(B) the STEP NINE amount.

(b) An amount received by a school corporation as an honors **diploma designation** award may be used only for:

(1) any:

(A) staff training;

(B) program development;



- (C) equipment and supply expenditures; or
 - (D) other expenses;
- directly related to the school corporation's honors ~~diploma~~ **designation** program; and
- (2) the school corporation's program for high ability students.
- (c) A governing body that does not comply with this section for a school year is not eligible to receive an honors ~~diploma~~ **designation** award for the following school year.

SECTION 49. IC 20-43-10-3, AS AMENDED BY P.L.242-2017, SECTION 48, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3. (a) As used in this section, "achievement test" means a test required by the statewide assessment program.

(b) As used in this section, "graduation rate" means the percentage graduation rate for a high school in a school corporation as determined under IC 20-26-13-10 but adjusted to reflect the pupils who meet the requirements of graduation under subsection (d).

(c) As used in this section, "test" means a test required by the statewide assessment program.

(d) A pupil meets the requirements of graduation for purposes of this section if the pupil successfully completed:

- (1) a sufficient number of academic credits, or the equivalent of academic credits; and
- (2) the graduation examination **(before July 1, 2022) required under IC 20-32-3 through IC 20-32-5 (before July 1, 2018) or a graduation pathway requirement (after June 30, 2018); a postsecondary readiness competency established by the state board under IC 20-32-4-1.5(c);**

that resulted in the awarding of ~~a high school an Indiana diploma or an academic honors diploma~~ to the pupil for the school year ending in the immediately preceding state fiscal year.

(e) Determinations for a school for a state fiscal year must be made using:

- (1) the count of tests passed compared to the count of tests taken throughout the school;
- (2) the graduation rate in the high school; and
- (3) the count of pupils graduating in the high school.

(f) In determining grants under this section, a school corporation may qualify for the following two (2) grants each year:

- (1) One (1) grant under subsection (h), (i), or (j).
- (2) One (1) grant under subsection (k), (l), or (m).

(g) The sum of the two (2) grant amounts described in subsection (f), as determined for a school corporation under this section,



constitutes an annual performance grant that is in addition to state tuition support. After review by the budget committee, the annual performance grant for a state fiscal year shall be distributed to the school corporation before December 5 of that state fiscal year, unless an extension of the December 5 deadline is approved for that state fiscal year under subsection (o). If the:

(1) total amount to be distributed as performance grants for a particular state fiscal year exceeds the amount appropriated by the general assembly for performance grants for that state fiscal year, the total amount to be distributed as performance grants to school corporations shall be proportionately reduced so that the total reduction equals the amount of the excess. The amount of the reduction for a particular school corporation is equal to the total amount of the excess multiplied by a fraction. The numerator of the fraction is the amount of the performance grant that the school corporation would have received if a reduction were not made under this section. The denominator of the fraction is the total amount that would be distributed as performance grants to all school corporations if a reduction were not made under this section; and

(2) total amount to be distributed as performance grants for a particular state fiscal year is less than the amount appropriated by the general assembly for performance grants for that state fiscal year, the total amount to be distributed as performance grants to school corporations for that particular state fiscal year shall be proportionately increased so that the total amount to be distributed equals the amount of the appropriation for that particular state fiscal year.

The performance grant received by a school corporation shall be allocated among and used only to pay cash stipends to all teachers who are rated as effective or as highly effective and employed by the school corporation as of December 1. The lead school corporation or interlocal cooperative administering a cooperative or other special education program or administering a career and technical education program, including programs managed under IC 20-26-10, IC 20-35-5, IC 20-37, or IC 36-1-7, shall award performance stipends to and carry out the other responsibilities of an employing school corporation under this section for the teachers in the special education program or career and technical education program. The amount of the distribution from an annual performance grant to an individual teacher is determined at the discretion of the governing body of the school corporation. The governing body shall differentiate between the amount of the stipend



awarded to a teacher rated as a highly effective teacher and a teacher rated as an effective teacher and may differentiate between school buildings. A stipend to an individual teacher in a particular year is not subject to collective bargaining and is in addition to the minimum salary or increases in salary set under IC 20-28-9-1.5. In addition, an amount determined under the policies adopted by the governing body but not exceeding fifty percent (50%) of the amount of a stipend to an individual teacher in a particular state fiscal year beginning after June 30, 2015, becomes a permanent part of and increases the base salary of the teacher receiving the stipend for school years beginning after the state fiscal year in which the stipend is received. The addition to base salary under this section is not subject to collective bargaining, is payable from funds other than the performance grant, and is in addition to the minimum salary and increases in salary set under IC 20-28-9-1.5. The school corporation shall distribute all stipends from a performance grant to individual teachers within twenty (20) business days of the date the department distributes the performance grant to the school corporation. Any part of the performance grant not distributed as stipends to teachers before February must be returned to the department on the earlier of the date set by the department or June 30 of that state fiscal year.

(h) Except as provided in subsection (n), a school qualifies for a grant under this subsection if the school has more than seventy-two and five-tenths percent (72.5%) but less than ninety percent (90%) of the tests taken in the school year ending in the immediately preceding state fiscal year that receive passing scores. The grant amount for the state fiscal year is:

- (1) the count of the school's passing scores on tests in the school year ending in the immediately preceding state fiscal year; multiplied by
- (2) twenty-three dollars and fifty cents (\$23.50).

(i) Except as provided in subsection (n), a school qualifies for a grant under this subsection if the school has at least ninety percent (90%) of the tests taken in the school year ending in the immediately preceding state fiscal year that receive passing scores. The grant amount for the state fiscal year is:

- (1) the count of the school's passing scores on tests in the school year ending in the immediately preceding state fiscal year; multiplied by
- (2) forty-seven dollars (\$47).

(j) This subsection does not apply to a school corporation in its first year of operation or to a school corporation that is entitled to a



distribution under subsection (h) or (i). Except as provided in subsection (n), a school qualifies for a grant under this subsection if the school's school year over school year percentage growth rate of achievement tests receiving passing scores was at least five percent (5%), comparing the school year ending in the immediately preceding state fiscal year to the school year immediately preceding that school year. The grant amount for the state fiscal year is:

(1) the count of the school corporation's pupils who had a passing score on their achievement test in the school year ending in the immediately preceding state fiscal year; multiplied by

(2) forty-seven dollars (\$47).

(k) A school qualifies for a grant under this subsection if the school had a graduation rate of ninety percent (90%) or more for the school year ending in the immediately preceding state fiscal year. The grant amount for the state fiscal year is:

(1) the count of the school corporation's pupils who met the requirements for graduation for the school year ending in the immediately preceding state fiscal year; multiplied by

(2) one hundred seventy-six dollars (\$176).

(l) A school qualifies for a grant under this subsection if the school had a graduation rate greater than seventy-five percent (75%) but less than ninety percent (90%) for the school year ending in the immediately preceding state fiscal year. The grant amount for the state fiscal year is:

(1) the count of the school corporation's pupils who met the requirements for graduation for the school year ending in the immediately preceding state fiscal year; multiplied by

(2) eighty-eight dollars (\$88).

(m) This subsection does not apply to a school in its first year of operation or to a school corporation that is entitled to a distribution under subsection (k) or (l). A school qualifies for a grant under this subsection if the school's school year over school year percentage growth in its graduation rate is at least five percent (5%), comparing the graduation rate for the school year ending in the immediately preceding state fiscal year to the graduation rate for the school year immediately preceding that school year. The grant amount for the state fiscal year is:

(1) the count of the school corporation's pupils who met the requirements for graduation in the school year ending in the immediately preceding state fiscal year; multiplied by

(2) one hundred seventy-six dollars (\$176).

(n) This subsection applies to the state fiscal year beginning July 1,



2015, and ending June 30, 2016. Notwithstanding subsection (h), (i), or (j), the amount of the grant described in subsection (h), (i), or (j) shall be calculated using the higher of:

- (1) the percentage of passing scores on ISTEP program tests for the school for the 2013-2014 school year; or
- (2) the percentage of passing scores on ISTEP program tests for the school for the 2014-2015 school year.

If a grant amount for a school is calculated using the percentage described in subdivision (1), the ISTEP data from the 2013-2014 school year shall be used in the calculation of the grant amount, and the grant amount may not exceed the grant amount that the school received for the state fiscal year beginning July 1, 2014, and ending June 30, 2015, or in the case of a currently eligible school that was ineligible for a grant in the state fiscal year beginning July 1, 2014, and ending June 30, 2015, because the school had not completed the required teacher evaluations, the grant amount that the school would have been entitled to receive for the state fiscal year beginning July 1, 2014, and ending June 30, 2015, if the school had been eligible. The school corporation shall distribute all stipends from a performance grant to individual teachers within twenty (20) business days of the date the department distributes the performance grant to the school corporation.

(o) The department, after review by the budget committee, may waive the December 5 deadline to distribute an annual performance grant to the school corporation under subsection (g) for that state fiscal year and approve an extension of that deadline to a later date within that state fiscal year, if the department determines that a waiver and extension of the deadline is in the public interest.

(p) This section expires June 30, 2019.

SECTION 50. IC 21-12-1.5-1, AS ADDED BY P.L.169-2011, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 1. This chapter applies to an individual who:

- (1) did not graduate from high school with an **Indiana diploma with a Core 40 with academic honors diploma; designation;**
- (2) has received an associate degree;
- (3) after receiving the associate degree, enrolls in a baccalaureate degree program; and
- (4) otherwise qualifies for an award.

SECTION 51. IC 21-12-1.5-4, AS ADDED BY P.L.169-2011, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 4. An eligible student is eligible for the same maximum award as a similarly situated individual who graduates from high school with an **Indiana diploma with a Core 40 with academic**



honors ~~diploma~~ **designation**.

SECTION 52. IC 21-12-1.7-1, AS ADDED BY P.L.281-2013, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 1. For purposes of this chapter, "academic honors student" refers to a student who:

- (1) for the student's first academic year, graduated from high school with an **Indiana diploma with a Core 40 with academic honors ~~diploma~~ designation** or technical honors ~~diploma~~ **designation**; or
- (2) for a student's most recently concluded academic year that is after the student's first academic year, maintained a cumulative grade point average of at least 3.0 on a 4.0 grading scale or its equivalent as established by the eligible institution.

SECTION 53. IC 21-12-10-3, AS AMENDED BY P.L.165-2016, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3. An individual is eligible for a Mitch Daniels early graduation scholarship if the individual:

- (1) is a resident of Indiana, as defined by the commission;
- (2) attended a publicly supported school on a full-time equivalency basis for at least the last two (2) semesters before the individual graduated from high school;
- (3) had legal settlement (as defined in IC 20-18-2-11) in Indiana for at least the last two (2) semesters before the individual graduated from high school;
- (4) received ~~a~~ **an Indiana diploma with a Core 40 high school diploma designation** by the end of grade 11 (including any summer school courses completed before July 1 of a year) after December 31, 2010, from the publicly supported school that the individual last attended for course credits;
- (5) was not enrolled in a publicly supported school for any part of grade 12;
- (6) applies to the commission for a Mitch Daniels early graduation scholarship in the manner specified by the commission; and
- (7) enrolls as a full-time student at an eligible institution not later than the fall semester (or its equivalent, as determined by the commission) in the academic year immediately following the year in which the student graduates from high school.

SECTION 54. IC 21-12-10-4, AS ADDED BY P.L.229-2011, SECTION 231, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 4. Graduation from a nonstandard course and curriculum program or a program for high ability students



that has been granted a waiver by the Indiana state board of education shall be treated as meeting the minimum requirements set by the state board of education for granting a **high school an Indiana** diploma.

SECTION 55. IC 21-18.5-4-8.5, AS AMENDED BY P.L.233-2015, SECTION 315, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 8.5. (a) This section does not apply to a student who:

(1) receives a graduation waiver under IC 20-32-4-4 **or IC 20-32-4-4.1**; and

(2) receives a ~~general~~ **an Indiana** diploma **with a general designation** by satisfying the conditions set forth in IC 20-32-4-4 ~~including, with respect to IC 20-32-4-4(6), the condition set forth in IC 20-32-4-4(6)(B); or IC 20-32-4-4.1~~;

if the student has an individualized education program.

(b) Except as provided in subsection (a), this section applies to a student who receives a graduation waiver under IC 20-32-4-4 after June 30, 2014.

(c) Notwithstanding any other law, and except as provided in subsection (e), a student who:

(1) receives a graduation waiver under IC 20-32-4-4 **or IC 20-32-4-4.1**; and

(2) receives a ~~general~~ **an Indiana** diploma **with a general designation** by satisfying the conditions set forth in IC 20-32-4-4 ~~including, with respect to IC 20-32-4-4(6), the condition set forth in IC 20-32-4-4(6)(B); or IC 20-32-4-4.1~~;

is disqualified from receiving state scholarships, grants, or assistance administered by the commission unless the student ~~passes a college and career readiness exam~~ **satisfies the requirements of the state board of education established under described in IC 20-32-9-3**.

(d) ~~The college and career readiness exam taken by a student under subsection (c)~~ **Any exam used under subsection (c) to meet the requirements of the state board of education established under IC 20-32-9-3** shall be administered by the secondary school that granted the student the graduation waiver. The cost of the exam shall be paid by the department.

(e) A student described in subsection (c) is not disqualified from receiving state scholarships, grants, or assistance administered by the commission for credit bearing degree seeking courses, as mutually defined by the commission and the postsecondary educational institution offering the course.

SECTION 56. IC 21-43-1-2.7, AS ADDED BY P.L.125-2013, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



JULY 1, 2018]: Sec. 2.7. "Early college" means an academic program consisting of a series of dual credit courses or concurrent enrollment courses, or both, which allow high school students to earn both ~~a high school~~ **an Indiana** diploma and:

- (1) an associate degree that has been approved by the commission for higher education; or
- (2) up to two (2) years of academic credit toward a baccalaureate degree.

SECTION 57. IC 21-43-1-4, AS AMENDED BY P.L.125-2013, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 4. As used in this chapter, "high school diploma", for purposes of IC 21-43-8, refers to ~~a high school~~ **an Indiana** diploma earned under IC 21-43-8.

SECTION 58. [EFFECTIVE UPON PASSAGE] **Notwithstanding the effective dates in SEA 354-2018, the effective dates of the following SECTIONS of that act are upon passage, and not July 1, 2018:**

- (1) SECTION 1 for IC 20-26-15-7.**
- (2) SECTION 2 for IC 20-26-15-8.**
- (3) SECTION 3 for IC 20-26-15-10.**
- (4) SECTION 4 for IC 20-26-15-11.**
- (5) SECTION 5 for IC 20-26-15-12.**

SECTION 59. **An emergency is declared for this act.**



Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

HEA 1426 — CC 1

